

Sec. 37. Sections 450.13, 450.14, 450.15, 450.18, 450.19, 450.38, 450.39, 450.56, 450.72, 450.73, and 450.89, Code 1983, are repealed.

Sec. 38. This Act, except for section 23, applies to the estates of persons dying on or after its effective date.

Sec. 39. Section 23 of this Act applies to taxes, penalties, and interest still owing on the effective date of this Act and to taxes, penalties, and interest becoming due on or after that effective date.

Approved June 6, 1983

CHAPTER 178

PROPERTY TAX FILING BY CERTAIN NONPROFIT ORGANIZATIONS

H.F. 640

AN ACT providing for the filing of a claim for a property tax exemption by certain nonprofit organizations only once without refiling a claim in subsequent years so long as the ownership of the property or use of the property remains unchanged, subject to a penalty provided by law.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 427.1, subsection 23, Code 1983, is amended to read as follows:

23. STATEMENT OF OBJECTS AND USES FILED. ~~Every~~ A society or organization claiming an exemption under the provisions of either subsection 6 or subsection 9 of this section shall file with the assessor not later than February 1 of the year for which such exemption is requested, a statement upon forms to be prescribed by director of revenue, describing the nature of the property upon which ~~such~~ the exemption is claimed and setting out in detail any uses and income from ~~such~~ the property derived from ~~such~~ the rentals, leases or other uses of ~~such~~ the property not solely for the appropriate objects of ~~such~~ the society or organization. Upon the filing and allowance of the claim, the claim shall be allowed on the property for successive years without further filing as long as the property is used for the purposes specified in the original claim for exemption. When the property is sold or transferred, the county recorder shall provide notice of the transfer to the assessor. The notice shall describe the property transferred and the name of the person to whom title to the property is transferred. The assessor, in arriving at the valuation of any property of ~~such~~ the society or organization, shall take into consideration any uses of the property not for the appropriate objects of the organization and shall assess in the same manner as other property, all or any portion of the property involved which is leased, let or rented and is used regularly for commercial purposes for a profit to ~~any~~ a party or individual. ~~In any case where~~ If a portion of the property is used regularly for commercial purposes ~~no~~ an exemption shall ~~not~~ be allowed upon property so used and the exemption granted shall be in the proportion of the value of the property used solely for the appropriate objects of the organization, to the entire value of the property. ~~No~~ An exemption shall ~~not~~ be granted upon ~~any~~ any property upon or in which persistent

violations of the laws of the state of Iowa are permitted. ~~Every~~ A claimant of an exemption shall, under oath, declare that no ~~such~~ violations of law will be knowingly permitted or have been permitted on or after January 1 of the year ~~for~~ in which a tax exemption is requested. Claims for ~~such~~ exemption shall be verified under oath by the president or other responsible ~~heads~~ head of the organization. A society or organization which ceases to use the property for the purposes stated in the claim shall provide written notice to the assessor of the change in use.

Approved June 6, 1983

CHAPTER 179

FEDERAL TAX CODE COORDINATION

S.F. 386

AN ACT relating to taxation by updating references to the Internal Revenue Code for individual and corporate income tax, franchise tax and inheritance tax, providing for an increase in the minimum tax, increasing the individual income tax credit for child and dependent care expenses, providing an income tax credit for an increase in qualified research expenditures in this state, providing a temporary provision on unemployment compensation, and making the Act retroactive.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 422.4, subsection 17, Code 1983, is amended to read as follows:

17. "Internal Revenue Code of 1954" means the Internal Revenue Code of 1954, as amended to and including January 1, ~~1982~~ 14, 1983.

Sec. 2. Section 422.4, Code 1983, is amended by adding the following new subsection:

NEW SUBSECTION. 19. For purposes of section 422.4, subsection 17, the Internal Revenue Code of 1954 shall be interpreted to include the provisions of Pub. L. No. 98-4.

Sec. 3. Section 422.5, unnumbered paragraph 10, Code 1983, is amended to read as follows:

In addition to all taxes imposed under this division, there is imposed upon every resident and nonresident, including resident and nonresident estates and trusts, of this state a state minimum tax for tax preference items equal to ~~twenty-five~~ seventy percent of the state's apportioned share of the federal minimum tax. The state's apportioned share of the federal minimum tax is one hundred percent in the case of a resident and in the case of a nonresident a percent equal to the ratio of the federal minimum tax on preferences attributable to Iowa to the federal minimum tax on all preferences. The director shall prescribe rules for the determination of the amount of the federal minimum tax on preference items attributable to Iowa which shall be based as much as equitably possible on the allocation provisions of section 422.8, subsections 2 and 3. For purposes of this paragraph, "federal minimum tax" means the federal minimum tax for tax preferences computed under sections 55 to 58 of the Internal Revenue Code of 1954 for the tax year.